

DIANE M. RITZIE,

Plaintiff,

v.

J & J INVESTMENTS AND SALES, INC.;

CHAMPION HOME BUILDERS CO.;

JULIA JAMES and JOHN JAMES,,

Defendants.

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) Case No. 4:04CV00039

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) **ORDER**

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) By: **Jackson L. Kiser**

) Senior United States District Judge

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Paragraph five of the PTO states that it is the moving party’s obligation to either bring the motion for a hearing or, if both parties agree, to notify the Court that the motion is submitted on briefs. Paragraph five further states in bold and uppercase font that “any motion which is not brought on for hearing or submitted on briefs within 90 days from the date it is filed will be dismissed and the Court will not entertain a renewed motion of the same issue(s) except for good cause.”

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date for hearing their Motions or, alternatively, notifying the Court that the parties have agreed to submit the Motions on briefs within 90 days of filing their Motions. Because more than 90 days have passed since Defendants filed their Motions, I must **DISMISS** Defendants' Motions.

The Clerk is directed to send a copy of this Order to all counsel of record.

Entered this 31<sup>st</sup> day of March, 2006.

s/Jackson L. Kiser  
Senior United States District Judge